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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
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19 CALIFORNIANS FOR DISABILITY
RIGHTS, INC. ("CDR"), CALIFORNIA
20 COUNCIL OF THE BLIND ("CCB"),
BEN ROCKWELL and DMITRI
21 BELSER, on behalf of themselves, and on
behalf of all others similarly situated,

22 Plaintiffs,

23 v.

24 CALIFORNIA DEPARTMENT OF
25 TRANSPORTATION ("Caltrans") and WILL
KEMPTON, in his official capacity.

26 Defendants.
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Case No. C 06 5125

STIPULATION RE APPPLICATION OF
GENERAL ORDER 56 TO TITLE II AND
~~PROPOSED~~ ORDER

Whereas, General Order 56 for the Northern District Federal Court applies only to cases alleging claims pursuant to Title III of the Americans with Disabilities Act;

Whereas, the Court's scheduling order refers to the above captioned case as a Title III Denial of Right of Access case and accordingly applies General Order 56;

Whereas, Plaintiffs filed the above captioned case pursuant to Title II of the Americans with Disabilities Act;

The undersigned parties, by and through their counsel of record, hereby stipulate to and request the following revisions to the Court's Scheduling Order:

1. The Court order that the above captioned case is not subject to General Order 56 because it alleges no causes of action under Title III of the Americans with Disabilities Act;

2. The Court set a date for the initial case management conference at its earliest convenience. SO STIPULATED.

DATED: October 17, 2006

CALIFORNIA DEPARTMENT OF TRANSPORTATION
David N. Sandler for G. Michael Harrington
Attorneys for Defendants

DATED: October 12, 2006

DISABILITY RIGHTS ADVOCATES
Mary-Lee E. Kimber
Attorneys for Plaintiffs

~~(PROPOSED)~~ ORDER

IT IS SO ORDERED.

Dated: 1/23/07

Saundra B. Armstrong
HONORABLE SAUNDRA B. ARMSTRONG
U.S. DISTRICT COURT JUDGE

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